

IN THE UNITED STATES RECEIVING OFFICE (RO/US)

Inventors : Roman WOYZICHOVSKI

U.S. Serial No.: : 10/501,310

International Application No. : PCT/EP02/13702

International Filing Date : 02 December 2002,

For : **METHOD FOR INTERPOLATING AT LEAST
TWO POSITION-DEPENDENT, PERIODIC
ANALOG SIGNALS THAT ARE PHASE-
SHIFTED WITH RESPECT TO ONE ANOTHER**

Art Unit : To be assigned

Examiner : To be assigned

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Attn: DO/EO/US Legal Division Date: AUGUST 18, 2004

Signature: M. R. Reten

**PETITION TO CORRECT FILING DATE AND
DATE-IN DISCREPANCY UNDER 37 C.F.R. § 1.10(c)**

S I R :

Pursuant to 37 C.F.R. § 1.10(c), Applicant hereby petitions to correct the filing date for the above-identified national phase application to **12 July 2004** in view of the following facts:

The above-identified national phase application was filed in the United States Patent and Trademark Office ("USPTO") by "Express Mail Post Office to Addressee" service on July 12, 2004. The postcard bearing the USPTO acknowledgment stamp with the date of 13 July 2004 was received by the undersigned, a copy of which is enclosed. A United States Postal Service Express Mail Post Office to Addressee label (Label No. EV331381316US) was initialed and dated by the United States Postal Service on July 12, 2004, and the label was date stamped by the United States Postal Service on July 12, 2004. A copy of the Express Mail Post Office to Addressee label is enclosed herewith. In addition, a copy of the signed


Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371, dated July 12, 2004, is enclosed herewith. The label number (Label No. EV331381316US) of the Express Mail Post Office to Addressee label is indicated on the Transmittal Letter and the postcard.

In view of the above, it is respectfully submitted that the Filing Date of 13 July 2004, as shown on the date stamped postcard received from the USPTO, is incorrect. It is therefore respectfully requested that the filing date be corrected on all USPTO records to reflect the correct Filing Date of 12 July 2004.

Respectfully submitted,

KENYON & KENYON

Date: August 18, 2004 By:


Richard L. Mayer
(Reg. No. 22,490)

One Broadway
New York, New York 10004
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EV33381316US 1090181 7/12/04 CAU
DT07 Rec'd PCT/PTO 13 JUL 2004

The stamp of the Patent Office here(in), may be taken as

acknowledging the receipt, on the date stamped, of

Patent Application
PATENT APPLICATION OF WO 2004/210105 K1, Rome
Method For Interpolating at least Two Position
Dependent, Periodic, Arising Signals That
are Phase-shifted with Respect to One Another

Specifications 19 pgs. Assignment 10/501310

No. of claims 20 Recording fee \$

No. of drawings 1 Authorization to charge Dep. Acct. 1/266

Declaration unsigned Priority Document

Filing fee \$ 92000 Preliminary Amendment

Non-Publications request Small Entity

Substitute Specification pgs 1-16
Handled-up Specification pgs 17
IPs and PTO Form 1414 + Independent Claims
Examination Report

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20 AUG 2004 #2

FORM PTO-1390 (REV. 10-2003)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 10901/81
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10 / 501310
INTERNATIONAL APPLICATION NO PCT/EP02/13702	INTERNATIONAL FILING DATE (04.12.02) 04 December 2002	PRIORITY DATE CLAIMED: (11.01.02) 11 January 2002 (27.02.02) 27 February 2002	
TITLE OF INVENTION METHOD FOR INTERPOLATING AT LEAST TWO POSITION-DEPENDENT, PERIODIC ANALOG SIGNALS THAT ARE PHASE-SHIFTED WITH RESPECT TO ONE ANOTHER			
APPLICANT(S) FOR DO/EO/US WOYZICHOVSKI, Roman			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: <ol style="list-style-type: none">1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.4. <input checked="" type="checkbox"/> The US has been elected (Article 31).5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))<ol style="list-style-type: none">a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).<ol style="list-style-type: none">a. <input checked="" type="checkbox"/> is attached hereto.b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<ol style="list-style-type: none">a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).b. <input type="checkbox"/> have been communicated by the International Bureau.c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.d. <input checked="" type="checkbox"/> have not been made and will not be made.8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unsigned)10. <input checked="" type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: <ol style="list-style-type: none">11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.13. <input checked="" type="checkbox"/> A preliminary amendment.14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.15. <input checked="" type="checkbox"/> A Substitute Specification.16. <input type="checkbox"/> A power of attorney and/or change of address letter.17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13^{ter}.2 and 37 CFR 1.821 - 1.825.18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).20. <input checked="" type="checkbox"/> Other items or information: International Search Report (translated), International Preliminary Examination Report (translated) and Marked-Up Version of the Substitute Specification.			
Express Mail No. EV331381316			

21. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO \$1080.00

International preliminary examination fee (37 CFR 1.482) not paid to
USPTO but International Search Report prepared by the EPO or JPO . . \$920.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$770.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
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Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months
from the earliest claimed priority date (37 CFR 1.492(e)).

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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total Claims	20 - 20 =	0	X \$18.00
Independent Claims	2 - 3 =	1	X \$86.00
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\$ 920

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated
above are reduced by 1/2.

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SUBTOTAL =

\$ 920

Processing fee of \$130.00 for furnishing the English translation later than
30 months from the earliest claimed priority date (37 CFR 1.492(f)).

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TOTAL NATIONAL FEE =

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Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment
must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00
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NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))
must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

KENYON & KENYON
One Broadway
New York, New York 10004
CUSTOMER NO. 26646

SIGNATURE

Richard L. Mayer (Reg. No. 22,490)

NAME

July 12, 2004

DATE